

**IN THE UNITED STATES DISTRICT COURT FOR**  
**THE MIDDLE DISTRICT OF ALABAMA**  
**SOUTHERN DIVISION**

GREG DAVIS, as next friend and natural guardian of Josh Davis

Plaintiff,

V.

HOUSTON COUNTY, ALABAMA  
BOARD OF EDUCATION,

Defendant.

CASE NO.: 1:06-CV-953-MEF

**NOTICE CONCERNING SETTLEMENT  
CONFERENCE AND MEDIATION**

Comes now Counsel for Plaintiff and pursuant to the Uniform Scheduling Order, files this Notice, out of time, that Counsel for the Parties did not meet to discuss Settlement on December 7, 2007 and have not discussed the viability of Mediation. It is Counsel's contention that the pending Ruling on Defendant's Motion For Summary Judgment has had a chilling effect on interest to so meet.

Malcolm R. Newman, Attorney, PC

/s/ Malcolm R. Newman  
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ASB-2826-M39M

CERTIFICATE OF SERVICE

I hereby certify that on February 1, 2008, I have filed a copy of the foregoing via the CM/ECF System which will send notification to the following:

Jere C. Segrest  
P.O. Box 1469  
Dothan, Alabama 36302

Kevin Walding  
P.O. Box 1469  
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/s/ Malcolm R. Newman  
Malcolm R. Newman